

HONORABLE JAMES L. ROBART

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

EMI C. LONG, aka EMI C. FARLEY and KIRK P.
FARLEY, husband and wife,

Plaintiffs,

vs.

OLYMPIA EMERGENCY SERVICES, PLLC, a
Washington Limited Liability Company; PACIFIC
WOMEN'S CENTER, LLC, an Oregon Corporation;
RICHARD BEYERLEIN, MD; PROVIDENCE ST.
JOSEPH HEALTH, a Washington Corporation;
PROVIDENCE HEALTH & SERVICES, a
Washington corporation; PROVIDENCE HEALTH
& SERVICES -WASHINGTON, a Washington
corporation, dba PROVIDENCE ST. PETER
HOSPITAL and PROVIDENCE MEDICAL
GROUP; COREY SULLIVAN MD; JOHN NGO,
DO; ARIN BRASETH, MD; BAYER
HEALTHCARE, LLC, a Delaware Corporation;
BAYER MEDICAL CARE, INC., a Delaware Corp.;
and BAYER HEALTHCARE
PHARMACEUTICALS, INC., a Delaware
corporation;

Defendants.

Case No. 3:20-cv-05616-JLR

**STIPULATED MOTION FOR
EXTENSION OF TIME TO FILE
BAYER DEFENDANTS'
RESPONSE TO PLAINTIFFS'
COMPLAINT**

NOTED ON MOTION CALENDAR:
July 23, 2020

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STIPULATED MOTION FOR EXTENSION OF
TIME TO FILE BAYER DEFENDANTS'
RESPONSE TO PLAINTIFFS' COMPLAINT -
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(3:20-cv-05468-JLR)

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Pursuant to LCR 7(d)(1), Defendants Bayer Healthcare, LLC, Bayer Medical Care, Inc., and Bayer Healthcare Pharmaceuticals, Inc. ("Bayer Defendants") move to extend their time to answer or otherwise respond to Plaintiffs' Complaint.

The parties have conferred in good faith, and agree that good cause exists to extend the deadline for the Bayer Defendants to answer or otherwise respond to Plaintiffs' Complaint, as the parties are working on dismissal of the claims Plaintiffs have asserted against the Bayer Defendants. The United States District Court for the District of Oregon (McShane, J.) on June 24, 2020 dismissed with prejudice nearly identical claims brought by Plaintiffs against Bayer in this case. *See* Dkt. 82, Opinion and Order, *Long v. Pacific Women's Center, LLC*, Case No. 6:19-cv-1942-MC (June 24, 2020). The remaining parties in that Oregon case filed a stipulated motion to consolidate that case with this suit. Once that motion is granted and the cases are consolidated before this Court, Plaintiffs intend to dismiss with prejudice their claims against Bayer, thereby obviating the need for Bayer to appear and file a responsive pleading.

The parties agree it would be in the interests of efficiency, and would conserve the parties' and Court's resources, if the parties continued to work towards this resolution prior to providing a response to the Complaint.

Therefore, the parties stipulate and agree that the deadline for the Bayer Defendants to answer or otherwise respond to Plaintiffs' Complaint should be extended to September 25, 2020.

IT IS SO STIPULATED:

Dated: July 23, 2020

Dated: July 23, 2020

/s/ Robert S. Wagner

/s/ Nancy M. Erfle

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Nancy M. Erfle, WSBA No. 20644

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Attorneys for Plaintiffs

Attorneys for Defendants Bayer Healthcare, LLC, Bayer Medical Care, Inc., and Bayer Healthcare Pharmaceuticals, Inc

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Case No. 3:20-cv-05616-JLR

**ORDER GRANTING EXTENSION
OF TIME FOR BAYER
DEFENDANTS TO ANSWER OR
OTHERWISE RESPOND TO
COMPLAINT**

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ORDER GRANTING EXTENSION OF TIME
FOR BAYER DEFENDANTS TO ANSWER
OR OTHERWISE RESPOND TO
COMPLAINT - Page 1
(3:20-cv-05616-JLR)

1 Based on the stipulation of the parties, it is HEREBY ORDERED that the deadline for
2 Defendants Bayer Healthcare, LLC, Bayer Medical Care, Inc., and Bayer Healthcare
3 Pharmaceuticals, Inc. to answer or otherwise respond to the complaint is extended to September
4 25, 2020.

5 DATED this 24th day of July, 2020.

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8 HONORABLE JAMES L. ROBART
9 United States District Court Judge
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